

AN ACT

relating to public school compliance with dyslexia screening, reading instrument requirements, and a requirement that a school district notify certain parents or guardians of a program providing students with reading disabilities the ability to borrow audiobooks free of charge.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 7.028(a), Education Code, is amended to read as follows:

(a) Except as provided by Section 28.006, 29.001(5), 29.010(a), 38.003, or 39.057, the agency may monitor compliance with requirements applicable to a process or program provided by a school district, campus, program, or school granted charters under Chapter 12, including the process described by Subchapter F, Chapter 11, or a program described by Subchapter B, C, D, E, F, H, or I, Chapter 29, or Subchapter A, Chapter 37, [~~or Section 38.003~~] and the use of funds provided for such a program under Subchapter C, Chapter 42, only as necessary to ensure:

- (1) compliance with federal law and regulations;
- (2) financial accountability, including compliance with grant requirements; and
- (3) data integrity for purposes of:
 - (A) the Public Education Information Management System (PEIMS); and

1 (B) accountability under Chapters 39 and 39A.

2 SECTION 2. Section 28.006, Education Code, is amended by
3 adding Subsections (g-2) and (1) to read as follows:

4 (g-2) In accordance with a notification program developed
5 by the commissioner by rule, a school district shall notify the
6 parent or guardian of each student determined, on the basis of a
7 screening under Section 38.003 or other basis, to have dyslexia or a
8 related disorder, or determined, on the basis of reading instrument
9 results, to be at risk for dyslexia or other reading difficulties,
10 of the program maintained by the Texas State Library and Archives
11 Commission providing students with reading disabilities the
12 ability to borrow audiobooks free of charge.

13 (1) The agency by rule shall develop procedures designed to
14 allow the agency to:

15 (1) effectively audit and monitor and periodically
16 conduct site visits of all school districts to ensure that
17 districts are complying with this section;

18 (2) identify any problems school districts experience
19 in complying with this section; and

20 (3) develop reasonable and appropriate remedial
21 strategies to address school district noncompliance and ensure the
22 purposes of this section are accomplished.

23 SECTION 3. Section 38.003, Education Code, is amended by
24 amending Subsection (c) and adding Subsection (c-1) to read as
25 follows:

26 (c) Subject to Subsection (c-1), the [The] State Board of
27 Education shall adopt any rules and standards necessary to

1 administer this section.

2 (c-1) The agency by rule shall develop procedures designed
3 to allow the agency to:

4 (1) effectively audit and monitor and periodically
5 conduct site visits of all school districts to ensure that
6 districts are complying with this section, including the program
7 approved by the State Board of Education under this section;

8 (2) identify any problems school districts experience
9 in complying with this section, including the program approved by
10 the State Board of Education under this section; and

11 (3) develop reasonable and appropriate remedial
12 strategies to address school district noncompliance and ensure the
13 purposes of this section are accomplished.

14 SECTION 4. This Act applies beginning with the 2019-2020
15 school year.

16 SECTION 5. The Texas Education Agency is required to
17 implement a provision of this Act only if the legislature
18 appropriates money specifically for that purpose. If the
19 legislature does not appropriate money specifically for that
20 purpose, the Texas Education Agency may, but is not required to,
21 implement a provision of this Act using other appropriations
22 available for that purpose.

23 SECTION 6. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as
25 provided by Section 39, Article III, Texas Constitution. If this
26 Act does not receive the vote necessary for immediate effect, this
27 Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 2075 passed the Senate on April 29, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 2075 passed the House on May 17, 2019, by the following vote: Yeas 140, Nays 6, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor